

ROSENBAUM ASSOCIATES

ATTORNEYS AT LAW
650 Dundee Road, Suite 380
Northbrook, IL 60062
Telephone: 847-770-6000
Fax: 847-770-6006

FAX COVER SHEET

Date: Monday, May 10, 2004
To: Technology Center 1651 (Fax: 703-872-9306)
From: Frank Yang (Direct: 847-770-6016)
Rosenbaum & Associates, P.C.

Client/Matter: 6059-001

DOCUMENTS	NUMBER OF PAGES*
Present Fax Cover	1
Petition to Withdraw from Issue	2
Petition to Suspend Action	2
Duplicate Deposit Account Pages (1 per petition)	2
TOTAL	7

COMMENTS:

THE INFORMATION CONTAINED IN THIS FACSIMILE COMMUNICATION MAY BE CONFIDENTIAL AND IS INTENDED SOLELY FOR THE USE OF THE RECIPIENT NAMED ABOVE. IF YOU ARE NOT THE INTENDED RECIPIENT, ANY DISSEMINATION, DISTRIBUTION, COPYING OR OTHER USE OF THIS COMMUNICATION FOR ANY PURPOSE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE TELEPHONE THE SENDER IMMEDIATELY, AND MAIL THE ORIGINAL COMMUNICATION TO THE SENDER AT THE ABOVE ADDRESS, AT OUR COST. THANK YOU.

* IF YOU DO NOT RECEIVE ALL PAGES, PLEASE TELEPHONE US IMMEDIATELY AT 847-770-6000

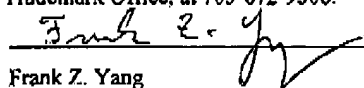
Patent Ser. No. 10/072,829

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT:	Mickey Miller et al.	
SERIAL NO.	10/072,829	EXAMINER: L. Blaine Lankford
FILING DATE:	February 8, 2002	ART UNIT: 1651
TITLE:	ACROCHORDON ALLEVIATION	

Certificate of Facsimile Transmission

Pursuant to 37 CFR §§ 1.6(d) and 1.8(a), I hereby certify that this paper (and any other document identified as enclosed herewith) is being transmitted by facsimile transmission, on the date shown below, to the Technology Center 1651, United States Patent and Trademark Office, at 703-872-9306.


Frank Z. Yang

May 10, 2004

Date

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Attn: Technology Center Director for
Technology Center 1651

Petition to Withdraw from Issue Before Payment of Issue Fee

A Notice of Allowance and Fee(s) Due was mailed for the above-captioned patent application on March 8, 2004. Pursuant to 37 CFR 1.313(a), Applicants respectfully petition the Technology Center Director for Technology Center 1651 to withdraw the above-captioned patent application from issue. Because the issue fee is due June 8, 2004, Applicants would be thankful if the Director addresses this petition as soon as possible.

A showing of good and sufficient reason why withdrawal of this application from issue is necessary is as follows. The present application is the subject of a pending lawsuit between Physician's Choice of Arizona (PCA; assignee of the patent application from Margaret Ancira, a named co-inventor) and Mickey Miller (another named co-inventor). Physicians Choice of Arizona, Inc. v. Mickey Miller, CV-2003-020242 (Superior Court of Arizona, Maricopa County). In the course of the lawsuit, a question of inventorship was raised by counsel for one of the parties. At this time, the question of inventorship remains to be resolved. Both currently named inventors, and PCA believe that any question of inventorship should be resolved before the application issues as a patent. Withdrawal of the application from issue is therefore

MAY-10-2004 14:06 FROM ROSENBAUM & ASSOCIATES

TO 15125364598

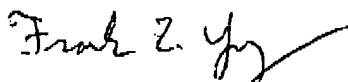
P.03

Patent Ser. No. 10/072,829
Attorney Docket No. PCAI:005US

respectfully requested to permit an opportunity for the parties to resolve the inventorship question.

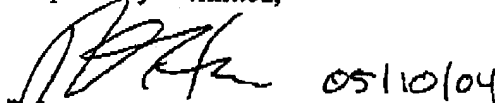
The Director is hereby authorized to deduct the 37 CFR 1.17(h) petition fee of \$130.00 from deposit account number 50-1212/PCAI:005US for Fulbright and Jaworski, LLP. This page is submitted in duplicate for that purpose.

Respectfully submitted,



Frank Z. Yang (Reg. No. 35,417)
ROSENBAUM & ASSOCIATES, P.C.
650 Dundee Road, Suite #380
Northbrook, Illinois 60062
Telephone: (847) 770-6000
Facsimile: (847) 770-6006
Attorney for Mickey Miller

Respectfully submitted,



Robert E. Hanson (Reg. No. 42,628)
FULBRIGHT & JAWORSKI LLP
2400 One American Center
600 Congress Avenue
Austin, Texas 78701
Attorney for PCA (Assignee of Margaret Ancira)

May 10, 2004

MAY-10-2004 14:06 FROM ROSENBAUM & ASSOCIATES

TO 15125364598

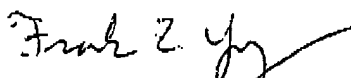
P.03

Patent Ser. No. 10/072,829
Attorney Docket No. PCAI:005US

respectfully requested to permit an opportunity for the parties to resolve the inventorship question.

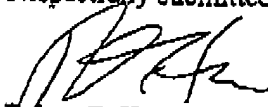
The Director is hereby authorized to deduct the 37 CFR 1.17(h) petition fee of \$130.00 from deposit account number 50-1212/PCAI:005US for Fulbright and Jaworski, LLP. This page is submitted in duplicate for that purpose.

Respectfully submitted,



Frank Z. Yang (Reg. No. 35,417)
ROSENBAUM & ASSOCIATES, P.C.
650 Dundee Road, Suite #380
Northbrook, Illinois 60062
Telephone: (847) 770-6000
Facsimile: (847) 770-6006
Attorney for Mickey Miller

Respectfully submitted,

 05/10/04

Robert E. Hanson (Reg. No. 42,628)
FULBRIGHT & JAWORSKI LLP
2400 One American Center
600 Congress Avenue
Austin, Texas 78701
Attorney for PCA (Assignee of Margaret Ancira)

May 10, 2004